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10 Attorneys for the Plaintiff
11 Benjamin Cooke and Mary Cooke

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20 **UNITED STATES DISTRICT COURT**
21 **DISTRICT OF ARIZONA**

22 Benjamin Cooke and Mary Cooke 23 24 v. 25 Plaintiff, 26 27 Gurstel Staloch & Charge PA 28 29 Defendant.	30 Case No.: CV 09-580-PHX-NVW 31 32 NOTICE OF ACCEPTANCE OF 33 DEFENDANT'S RULE 68 34 OFFER OF JUDGMENT
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30 Pursuant to Fed.R.Civ.P. 68, Plaintiff hereby files Notice of Acceptance of
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32 Defendant's Rule 68 Offer of Judgment.

33 The parties agree to a full and final settlement of \$2,002.00 and an additional
34 amount for Plaintiffs' reasonable attorney fees and costs incurred by Plaintiffs in
35 connection with the claims alleged in the herein matter, pursuant to Fed.R.Civ.P. 68.
36 Said amount for attorney fees and costs shall be determined either by agreement of
37 the parties or, if such agreement is not successful, by the Court upon application by

HYDE & SWIGART
Phoenix, Arizona

1 Plaintiffs counsel, subject to objection and response by Defendant.

2 Attached hereto as Exhibit "A" is a true and accurate copy of Defendant's
3 Rule 68 Offer of Judgment served on Plaintiff's counsel on May 22, 2009, and
4 Plaintiff timely accepted.

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7 Date: June 19, 2009

Hyde & Swigart

8 By: /s/ David J. McGlothlin

9 David J. McGlothlin

10 Attorneys for the Plaintiff

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